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Referred: State Affairs and  
Judiciary

1 IN THE HOUSE

BY BANFIELD, BEIRNE, CHANCE,  
FISCHER AND MCVEIGH

CS HOUSE BILL NO. 123 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act amending certain laws to comply with the  
7 'equal rights amendment' to the Constitution of the  
8 State of Alaska."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. AS 04.10.040(b) is amended to read:

11 (b) A citizen of the United States, over the age of 19 years and  
12 of good moral character, may be regularly employed as a waiter or  
13 waitress in an establishment operating under a beverage dispensary  
14 license. The duties of waiters and waitresses employed therein shall  
15 be confined to taking orders and serving beverages, alcoholic or  
16 otherwise, and food. Waiters and waitresses employed under this  
17 section may not solicit or encourage the purchase of beverages,  
18 alcoholic or otherwise, by a patron of the premises, whether the  
19 beverage is for the patron or for another. No waiter or waitress may  
20 accept any beverage, alcoholic or otherwise, purchased for him or her  
21 by a patron of the establishment. [THE LICENSED PREMISES MUST APPLY  
22 FOR AND RECEIVE A PERMIT FROM THE BOARD TO EMPLOY FEMALE PERSONS AS  
23 WAITRESSES.]

24 \* Sec. 2. AS 04.15.090 is amended to read:

25 Sec. 04.15.090. PROHIBITION WITH RESPECT TO CERTAIN PERSONS  
26 [FEMALE] IN CONNECTION WITH THE SALE OF BEVERAGES UPON LICENSED  
27 PREMISES. (a) No [FEMALE] person employed in any capacity or for  
28 any purpose by the holder of a license for a beverage dispensary  
29 establishment, club, roadhouse, restaurant, or common carrier

1 dispensary, or by the operator or manager thereof may solicit or  
2 encourage the purchase of any beverage, alcoholic or otherwise, by  
3 patrons of the licensed premises for consumption by the patrons or  
4 by the [FEMALE] person; nor may the [FEMALE] person accept a  
5 beverage, alcoholic or otherwise, purchased by a patron of the  
6 establishment.

7 (b) No [FEMALE] person, whether an employee or patron of a  
8 licensed beverage dispensary establishment, club, roadhouse,  
9 restaurant, or common carrier dispensary may remain about the  
10 premises of the establishment and solicit any beverage, alcoholic or  
11 otherwise, from a patron of the establishment, whether the beverage  
12 is for himself [HERSELF], the patron, or another.

13 (c) No holder of a license for a beverage dispensary establish-  
14 ment, club, roadhouse, restaurant, or common carrier dispensary,  
15 or an operator or manager thereof may permit a [FEMALE] person  
16 employed by him, in any capacity or for any purpose, to solicit or  
17 encourage the purchase of any beverage, alcoholic or otherwise, by  
18 patrons of the licensed premises for consumption by the patron or  
19 by the [FEMALE] person; nor may the holder, operator, or manager  
20 permit an [A FEMALE] employee to accept any beverage, alcoholic or  
21 otherwise, purchased or offered by a patron on the licensed premises.

22 (d) No holder of a license for a beverage dispensary establish-  
23 ment, club, roadhouse, restaurant, or common carrier dispensary,  
24 or an operator or manager thereof may permit any [FEMALE] person  
25 to remain about the premises of the establishment and solicit any  
26 beverage, alcoholic or otherwise, from a patron of the licensed  
27 premises, whether the said beverage be for himself [HERSELF], the  
28 patron, or another.

29 (e) A holder of a license for a beverage dispensary establishment,

1 club, roadhouse, restaurant, or common carrier dispensary, or the  
2 operator or manager thereof, or an [A FEMALE] employee thereof  
3 who violates this section is guilty of a misdemeanor.

4 (f) A [FEMALE] person, not an employee of any licensed premises  
5 described in this section, who violates (b) of this section is guilty  
6 of a misdemeanor.

7 \* Sec. 3. AS 06.25.120(2) is amended to read:

8 (2) accept trusts from and execute trusts for a married  
9 person [WOMAN] in respect to his [HER] separate property, and be his  
10 [HER] agent in the management of his [HER] property or transact any  
11 business in relation to it.

12 \* Sec. 4. AS 06.30.395 is amended to read:

13 Sec. 06.30.395. SAVINGS ACCOUNTS IN NAME OF MARRIED PERSON  
14 [WOMEN] OR MINORS. An association and any federal savings and loan  
15 association may issue a savings account to a married person [WOMAN] or  
16 minor as the sole and absolute owner of the savings account, and may  
17 receive payments by or for the owner, and pay withdrawals, accept  
18 pledges to the association, and act with respect to the accounts on  
19 the order of the married person [WOMAN] or minor. A payment or de-  
20 livery of rights to a married person [WOMAN] or to a minor, or a  
21 receipt of acquittance signed by a married person [WOMAN] or by a minor,  
22 who holds a savings account, is a valid and sufficient release and  
23 discharge of the institution for payment made or delivery of rights to  
24 the married person [WOMAN] or minor. In the case of a minor, the  
25 receipt, acquittance, pledge, or other action required by the institu-  
26 tion to be taken by the minor is binding upon the minor with the same  
27 effect as if he were of full age and legal capacity. The parent or  
28 guardian of the minor in his capacity as parent or guardian may  
29 not attach or in any manner transfer a savings account issued to

1 or in the name of the minor. However, in case of the death of the  
2 minor the receipt or acquittance of either parent or of a person  
3 standing the loco parentis to the minor is a valid and sufficient dis-  
4 charge of the institution for a sum not exceeding the aggregate  
5 \$1,000 unless the minor has given written notice to the institution  
6 not to accept the signature of the parent or person.

7 \* Sec. 5. AS 08.28.320(10)(A) is amended to read:

8 (A) arranging, dressing, curling, waving, cleansing,  
9 singeing, bleaching, coloring, or similar work on a wig or hair  
10 piece of artificial or human hair, [INCLUDING A MAN'S TOUPEE] or  
11 upon the hair of a living person by any means;

12 \* Sec. 6. AS 08.28.320(10)(B) is amended to read:

13 (B) trimming [WOMEN'S] hair, as a part of [WOMEN'S]  
14 hairdressing;

15 \* Sec. 7. AS 09.15.010 is amended to read:

16 Sec. 09.15.010. PARENTS OR GUARDIAN MAY SUE FOR INJURIES OR  
17 DEATH TO CHILD. A parent [FATHER OR, IN CASE OF HIS DEATH OR DESERTION  
18 OF HIS FAMILY, THE MOTHER] may maintain an action as plaintiff for  
19 the injury or death of a child below the age of majority. A guard-  
20 ian may maintain an action as plaintiff for the injury or death of  
21 his ward.

22 \* Sec. 8. As 09.15.020 is amended to read:

23 Sec. 09.15.020. PARENTS OR GUARDIAN MAY SUE FOR SEDUCTION OF  
24 CHILD [DAUGHTER]. A parent [FATHER OR, IN CASE OF HIS DEATH OR DESERTION  
25 OF HIS FAMILY, THE MOTHER] may maintain an action as plaintiff for the  
26 seduction of a child [DAUGHTER] below the age of majority. The guardian  
27 may maintain an action as plaintiff for the seduction of a ward. The  
28 action may be maintained even though the child [DAUGHTER] or ward is  
29 not living with or in the service of the plaintiff at the time of the

1 seduction or afterwards and there is no loss of service.

2 \* Sec. 9. AS 09.15.030 is amended to read:

3 Sec. 09.15.030. UNMARRIED PERSONS [FEMALES] MAY SUE FOR SEDUCTION.

4 An unmarried person [FEMALE] over the age of majority may maintain  
5 an action as plaintiff for his [HER] own seduction and may recover  
6 damages assessed in his [HER] favor.

7 \* Sec. 10. AS 09.45.500 is amended to read:

8 Sec. 09.45.500. [INCHOATE RIGHT OF DOWER AND] VESTED OR CON-  
9 TINGENT FUTURE RIGHTS OR ESTATE. In cases of sales in partition, when  
10 it appears [THAT A MARRIED WOMAN HAS AN INCHOATE RIGHT OF DOWER  
11 OR] that a person has a vested or contingent future right or estate  
12 in any of the property sold, the court shall determine the propor-  
13 tional value of the [INCHOATE,] contingent [,] or vested right or estate  
14 according to the principles of law applicable to annuities and  
15 survivorship, and shall direct that portion of the proceeds of the  
16 sale to be invested, secured, or paid over in a manner which will  
17 protect the rights and interests of the parties.

18 \* Sec. 11. AS 09.55.010 is amended to read:

19 Sec. 09.55.010. JURISDICTION IN ACTION FOR CHANGE OF NAME. A  
20 person may bring an action for change of name in the superior court.  
21 No change of name of a person [EXCEPT A WOMAN UPON HER MARRIAGE OR  
22 DIVORCE SHALL] may be made unless the court finds sufficient reasons  
23 for the change and also finds it consistent with the public interest.  
24 A change of name upon marriage or divorce meets these requirements.

25 \* Sec. 12. AS 09.55.110(1) is amended to read:

26 (1) inability to consummate the marriage [IMPOTENCY EXISTING]  
27 at the time of the marriage and continuing at the commencement of the  
28 action;

29 \* Sec. 13. AS 09.55.110(7) is amended to read:

1 (7) wilful neglect of one spouse [THE HUSBAND] for a period  
2 of 12 months to provide the other spouse with [FOR HIS WIFE] the common  
3 necessities of life, if it is that spouse's responsibility and he has  
4 [HE HAVING] the ability to do so, or if his failure to do so is by  
5 reason of idleness, profligacy [,] or dissipation;

6 \* Sec. 14. AS 09.55.150 is amended to read:

7 Sec. 09.55.150. USE OF OTHER SPOUSE'S [HUSBAND'S] RESIDENCE  
8 [WHERE WIFE IS PLAINTIFF]. Where one spouse [THE WIFE] is plaintiff  
9 in an action for divorce or to declare void a marriage which was not  
10 solemnized in the state, the residence of the other spouse [HUSBAND]  
11 in this state inures to his [HER] benefit and he [SHE] may institute  
12 the action if the other spouse [HER HUSBAND] is at the time of its  
13 commencement qualified as to residence to institute a similar action.

14 \* Sec. 15. AS 09.55.170 is amended to read:

15 Sec. 09.55.170. SEPARATE DOMICILE OR RESIDENCE. In an action  
16 [ACTIONS] for divorce, a spouse [WIVES] may acquire a separate resi-  
17 dence or domicile from that of the other spouse [HUSBAND] without  
18 reference among other factors to misconduct or consent of the other  
19 spouse [HUSBAND].

20 \* Sec. 16. AS 09.55.200(a) is amended to read:

21 (a) During the pendency of the action, the court may provide by  
22 order

23 (1) that one spouse [THE HUSBAND] pay an amount of money  
24 as may be necessary to enable the other spouse [WIFE] to prosecute  
25 or defend the action;

26 (2) for the care, custody, and maintenance of the minor  
27 children of the marriage during the pendency of the action;

28 (3) for the freedom of one spouse [THE WIFE] from the  
29 control of the other spouse [HUSBAND] during the pendency of the action.

1 \* Sec. 17. AS 09.55.210(5) is amended to read:

2 (5) for the appointment of one or more trustees to collect,  
3 receive, expend, manage, or invest, in the manner the court directs,  
4 any sum of money adjudged for the maintenance of one of the parties  
5 [THE WIFE] or the nurture and education of minor children committed  
6 to his [HER] care and custody;

7 \* Sec. 18. AS 09.55.210(7) is amended to read:

8 (7) to change the name of one of the parties [THE WIFE].

9 \* Sec. 19. AS 11.15.120 is amended to read:

10 Sec. 11.15.120. RAPE. A person who (1) has carnal knowledge of  
11 another [A FEMALE] person, forcibly and against the [HER] will of the  
12 other person, or (2) being 16 years of age, carnally knows and abuses  
13 a [FEMALE] person under 16 years of age, with the person's [HER]  
14 consent, is guilty of rape.

15 \* Sec. 20. AS 11.15.130 is amended to read:

16 Sec. 11.15.130. PUNISHMENT FOR RAPE. (a) A person 19 years of  
17 age or older convicted of rape upon his daughter, son, [OR] sister or  
18 brother, or upon a [FEMALE] person under 16 years of age, is punishable  
19 by imprisonment in the penitentiary for any term of years.

20 (b) A person less than 19 years of age convicted for rape upon  
21 his daughter, son, [OR] sister or brother, or a [FEMALE] person under  
22 16 years of age, is punishable by imprisonment in the penitentiary  
23 for not more than 20 years.

24 (c) A person convicted of rape upon any other [FEMALE] person  
25 is punishable by imprisonment in the penitentiary for not more than  
26 20 years nor less than one year.

27 \* Sec. 21. AS 11.20.040 is amended to read:

28 Sec. 11.20.040. OFFENSE BY MARRIED PERSON [WOMAN]. Sections  
29 10 - 30 of this chapter extend to and include a married person [WOMAN]

1 who commits any of the crimes specified, though the property burned  
2 or set on fire belongs wholly or in part to the other spouse HER HUS-  
3 BAND].

4 \* Sec. 22. AS 11.40.030 is amended to read:

5 Sec. 11.40.030. GUILT OF UNMARRIED PERSON [MAN]. When the  
6 crime of adultery is committed between a married person [WOMAN] and  
7 an unmarried person [MAN], the unmarried person [MAN] is also guilty  
8 of adultery and is punishable accordingly.

9 \* Sec. 23. AS 11.40.070 is amended to read:

10 Sec. 11.40.070. SEDUCTION AND DEFENSE TO SEDUCTION. A person  
11 who, under promise of marriage, seduces and has illicit sexual relations  
12 [CONNECTION] with an unmarried person [FEMALE] of previous chaste  
13 character, upon conviction, is punishable by imprisonment in the  
14 penitentiary for not less than one year nor more than five years,  
15 or by imprisonment in a jail for not less than three months nor more than  
16 one year, or by a fine of not less than \$500 nor more than \$1,000. A  
17 subsequent marriage of the parties, or offer to marry in good faith,  
18 is a defense to a violation of this section.

19 \* Sec. 24. AS 11.40.090 is amended to read:

20 Sec. 11.40.090. CONCEALMENT OF DEATH OF CHILD. A person [WOMAN]  
21 who conceals the death of an issue of a woman's [HER] body, so that  
22 it may not be known whether the issue was born alive or not, or  
23 whether or not it was murdered, upon conviction, is punishable by  
24 imprisonment in the penitentiary for not less than six months nor more  
25 than one year, or by imprisonment in a jail for not less than three  
26 months nor more than one year.

27 \* Sec. 25. AS 11.40.100 is amended to read:

28 Sec. 11.40.100. JOINDER OF OFFENSE WITH CHARGE OF MURDER. A  
29 person [WOMAN] indicted for the murder of his [HER] bastard infant

1 may also be charged in the same indictment with the crime defined  
2 in sec. 90 of this chapter, and if he [SHE] is found not guilty of  
3 the charge of murder he [SHE] may be found guilty of the crime  
4 defined in sec. 90 of this chapter.

5 \* Sec. 26. AS 11.40.170(4) is amended to read:

6 (4) "sexually indecent comic book" is a comic book, the  
7 theme or plot of which is devoted primarily or in substantial part to  
8 sexually indecent subject matter such as adultery, homosexuality,  
9 sadism, masochism or other perversions or in which male and female  
10 characters are depicted in lewd, lascivious or suggestive amorous  
11 embraces or in which male or female characters are scantily or  
12 indecently clad or in which [THE BREASTS OF FEMALE CHARACTERS OR] the  
13 genital organs of male or female characters are exposed or partially  
14 exposed;

15 \* Sec. 27. AS 11.40.200 is amended to read:

16 Sec. 11.40.200. TAKING PERSON [FEMALE] UNDER 16 YEARS OF AGE  
17 FOR PROSTITUTION OR MARRIAGE. A person who for purposes of prostitution  
18 or marriage takes away a person [FEMALE] under the age of 16 years  
19 from his [HER] father, mother, guardian, or other person having legal  
20 charge of him [HER], upon conviction, is punishable by imprisonment  
21 in the penitentiary for not less than one year nor more than two years,  
22 or by imprisonment in a jail for not less than three months nor more  
23 than one year, or by a fine of not less than \$100 nor more than \$500.

24 \* Sec. 28. AS 11.40.210 is amended to read:

25 Sec. 11.40.210. PROSTITUTION DEFINED. Prostitution includes the  
26 giving or receiving of the body by a person [FEMALE] for sexual  
27 intercourse for hire.

28 \* Sec. 29. AS 11.40.240 is amended to read:

29 Sec. 11.40.240. PROHIBITION AGAINST RECEIVING PERSONS FOR

1 PURPOSES OF PROSTITUTION. It is unlawful for a person [FEMALE] to  
2 knowingly receive or to offer or agree to receive a person into a  
3 place, structure, building, boat, automobile, trailer, or other  
4 vehicle, for the purpose of prostitution, or to permit a person to  
5 remain there for that purpose.

6 \* Sec. 30. AS 11.40.290 is amended to read:

7 Sec. 11.40.290. PROCURING PERSON [FEMALE] TO HAVE SEXUAL  
8 INTERCOURSE FOR HIRE. A person who procures, encourages, persuades,  
9 induces, or prevails upon a [FEMALE] person of previous chaste  
10 character to have sexual intercourse for hire with another [A MALE]  
11 person, is guilty of a felony, and upon conviction is punishable  
12 by imprisonment in the penitentiary for not less than two years  
13 nor more than five years.

14 \* Sec. 31. AS 11.40.300 is amended to read:

15 Sec. 11.40.300. EMPLOYMENT IN HOUSE OF PROSTITUTION OR LIVING ON  
16 EARNINGS OF PROSTITUTE. A [MALE] person who acts as an employee or  
17 servant in and about a room, house, or place of prostitution, or  
18 who engages or assists in operating or managing a room, house or  
19 building for the purpose of carrying on prostitution, or a [MALE OR  
20 FEMALE] person who knowingly lives on, or is supported in whole or  
21 in part by the money or other valuable consideration realized, pro-  
22 cured or earned by a [FEMALE] person through the prostitution of  
23 any other [FEMALE] person is guilty of a felony, and upon conviction,  
24 is punishable by imprisonment in the penitentiary for not less  
25 than two years nor more than five years.

26 \* Sec. 32. AS 11.40.310 is amended to read:

27 Sec. 11.40.310. SPOUSE AS WITNESS IN PROSECUTIONS UNDER SECS. 290  
28 AND 300 OF THIS CHAPTER. In prosecutions under secs. 290 and 300 of  
29 this chapter a spouse [HUSBAND OR WIFE] is a competent witness against

1 the other, and a spouse [THE WIFE] may be compelled to testify on  
2 behalf of the state in a prosecution under secs. 290 and 300 of  
3 this chapter in which the other spouse [HER HUSBAND] is a defendant.

4 \* Sec. 33. AS 11.40.330 is amended to read:

5 Sec. 11.40.330. IMPORTING OR EXPORTING PERSONS [FEMALES] FOR  
6 IMMORAL PURPOSES. The importation or exportation of a person [FEMALE]  
7 into or from the state for immoral purposes is prohibited, and a person  
8 who (1) induces, entices or procures, or attempts to induce, entice  
9 or procure a person [FEMALE] to come into or leave the state for the  
10 purpose of prostitution or concubinage, or for other immoral purpose,  
11 or to enter a house of prostitution in the state; or (2) aids a  
12 person [FEMALE] in obtaining transportation to or within the state for  
13 the purpose of prostitution or concubinage, or for other immoral  
14 purpose is guilty of a felony, and upon conviction is punishable by  
15 imprisonment in the penitentiary for a period of not less than two  
16 years nor more than 20 years or by a fine of not less than \$1,000  
17 nor more than \$5,000, or by both.

18 \* Sec. 34. AS 11.40.340 is amended to read:

19 Sec. 11.40.340. PLACING PERSON [FEMALE] IN HOUSE OF PROSTITUTION  
20 OR COMPELLING PERSON [FEMALE] TO BE PROSTITUTE. A person who (1)  
21 places a person [FEMALE] in the charge or custody of another for  
22 immoral purposes, or in a house of prostitution or elsewhere with  
23 intent that he [SHE] live a life of prostitution; or (2) compels or  
24 induces, entices or procures, or attempts to induce, entice, procure  
25 or compel a person [FEMALE] to reside with him or with another for  
26 immoral purposes, or for the purpose of prostitution; or (3) compels  
27 a person [FEMALE] to reside in a house of prostitution or compels or  
28 attempts to induce, entice, procure or compel him [HER] to live a  
29 life of prostitution is guilty of a felony, and upon conviction is

1 punishable by imprisonment in the penitentiary for a period of not  
2 less than two years nor more than 21 years, or by a fine of not less  
3 than \$1,000 nor more than \$5,000, or by both.

4 \* Sec. 35. AS 11.40.350 is amended to read:

5 Sec. 11.40.350. PROCURING OR ATTEMPTING TO PROCURE PERSON  
6 [FEMALE] FOR PROSTITUTION. A person who induces, entices or procures,  
7 or attempts to induce, entice or procure a person [FEMALE] for the  
8 purpose of prostitution or concubinage, or for other immoral purpose,  
9 or to enter a house of prostitution in the state, is guilty of a  
10 felony, and upon conviction is punishable by imprisonment in the  
11 penitentiary for a period of not less than two years nor more than  
12 20 years, or by a fine of not less than \$1,000, or by both.

13 \* Sec. 36. AS 11.40.360 is amended to read:

14 Sec. 11.40.360. RECEIVING MONEY FOR PLACING PERSON [FEMALE] IN  
15 HOUSE OF PROSTITUTION. A person who receives money or other valuable  
16 thing for or on account of placing a person [FEMALE] in a house of  
17 prostitution or elsewhere for the purpose of causing the person [HER]  
18 to cohabit with another [A MALE] person to whom the person [SHE] is  
19 not married is guilty of a felony, and upon conviction is punishable  
20 by imprisonment in the penitentiary for a period of not less than  
21 two years nor more than 20 years, or by a fine of not less than \$1,000  
22 nor more than \$5,000, or by both.

23 \* Sec. 37. AS 11.40.370 is amended to read:

24 Sec. 11.40.370. PAYING TO PROCURE PERSON [FEMALE] FOR PROSTITUTION.  
25 A person who pays money or other valuable thing to procure another  
26 [A FEMALE] for the purpose of placing the person [HER] for immoral  
27 purposes in a house of prostitution or elsewhere, with or without  
28 his [HER] consent, is guilty of a felony, and upon conviction is  
29 punishable by imprisonment in the penitentiary for a period of not

1 less than two years nor more than 20 years, or by a fine of not less  
2 than \$1,000 nor more than \$5,000, or by both.

3 \* Sec. 38. AS 11.40.380 is amended to read:

4 Sec. 11.40.380. RECEIVING MONEY OR VALUE FOR PROCURING PERSON  
5 [FEMALE] FOR IMMORAL PURPOSES. A person who knowingly receives money  
6 or other valuable thing for or on account of procuring and placing  
7 a person [WOMAN] in the custody of another person for immoral purposes,  
8 with or without his [HER] consent, is guilty of a felony, and upon  
9 conviction is punishable by imprisonment in the penitentiary for a  
10 period of not less than two years nor more than 20 years, or by a fine  
11 of not less than \$1,000 nor more than \$5,000, or by both.

12 \* Sec. 39. AS 11.40.390 is amended to read:

13 Sec. 11.40.390. DETAINING PERSON [FEMALE] TO PAY DEBTS. A person  
14 who holds, detains, restrains or attempts to hold, detain or restrain a  
15 person [FEMALE] in any house of prostitution or other place for the  
16 purpose of compelling him [HER] directly or indirectly, by his [HER]  
17 voluntary or involuntary service or labor to pay, liquidate or cancel a  
18 debt, dues, or obligations incurred in the house of prostitution, or  
19 other place, is guilty of a felony, and upon conviction is punishable  
20 by imprisonment in the penitentiary for a period of not less than two  
21 years nor more than 20 years, or by a fine of not less than \$1,000 nor  
22 more than \$5,000, or by both.

23 \* Sec. 40. AS 11.40.400 is amended to read:

24 Sec. 11.40.400. ACCEPTING EARNINGS OF PROSTITUTE. A person who  
25 knowingly accepts, receives, levies or appropriates money or other  
26 valuable thing without consideration from the proceeds or earnings of  
27 a person [WOMAN] engaged in prostitution is guilty of a felony, and  
28 upon conviction is punishable by imprisonment in the penitentiary  
29 for a period of not less than two years nor more than 20 years,

1 or by a fine of not less than \$1,000 nor more than \$5,000, or by  
2 both. The acceptance, receipt, levy, or appropriation of money or  
3 valuable thing is, in a proceeding or trial for violation of this  
4 section, presumptive evidence of lack of consideration.

5 \* Sec. 41. AS 11.40.410 is amended to read:

6 Sec. 11.40.410. PERSON [MALE] LIVING WITH OR ON EARNINGS OF  
7 PROSTITUTE. A [MALE] person who lives with a common prostitute [OR  
8 WOMAN OF BAD REPUTE,] or in whole or in part upon the earnings of, or  
9 money supplied by a common prostitute [OR WOMAN OF BAD REPUTE], is  
10 guilty of a felony, and upon conviction is punishable by imprisonment  
11 in the penitentiary for a period of not less than two years nor more  
12 than 20 years.

13 \* Sec. 42. AS 11.40.420 is amended to read:

14 Sec. 11.40.420. PIMPING. A [MALE] person who (1) is found loiter-  
15 ing around a house of ill fame; (2) solicits, incites, induces,  
16 encourages, persuades, or prevails upon another [MALE] person to  
17 patronize a house of ill fame or a person [WOMAN] commonly reputed to be  
18 a prostitute; (3) is an inmate of a house of ill fame; (4) is commonly  
19 known to consort with a prostitute; (5) wilfully permits a person  
20 [WOMAN] to whom he is married to practice prostitution; or (6) lives  
21 upon or receives the earnings of a prostitute, is a pimp or macque, and  
22 upon conviction is punishable by imprisonment in a jail for not less  
23 than 30 days nor more than one year.

24 \* Sec. 43. AS 11.40.430 is amended to read:

25 Sec. 11.40.430. EVIDENCE AND COMPETENCY OF SPOUSE [WIFE] AS  
26 WITNESS IN PROSECUTIONS UNDER SEC. 420 OF THIS CHAPTER. In a prosecu-  
27 tion under sec. 420 of this chapter common fame or reputation is  
28 competent evidence in support of an indictment, complaint or information,  
29 and in prosecutions under sec. 420 of this chapter a spouse [THE WIFE]

1 is a competent witness against the other spouse [HER HUSBAND] and may  
2 be compelled to testify on behalf of the state against the other spouse  
3 [HER HUSBAND] in a proceeding under sec. 420 of this chapter in which  
4 he is a defendant.

5 \* Sec. 44. AS 12.45.040 is amended to read:

6 Sec. 12.45.040. NECESSARY EVIDENCE FOR PROSTITUTION OR SEDUCTION.  
7 Upon a trial for inveigling, enticing, or taking away an unmarried  
8 person [FEMALE] for the purposes of prostitution, or for seducing and  
9 having an illicit connection with an unmarried person [FEMALE], the  
10 defendant may [SHALL] not be convicted upon the testimony of the  
11 injured person [FEMALE] unless his [HER] testimony is corroborated  
12 by some other evidence tending to connect the defendant with the  
13 commission of the crime.

14 \* Sec. 45. AS 16.05.940(2) is amended to read:

15 (2) "commercial fisherman" means an individual who fishes  
16 commercially for, takes, or attempts to take fish, shellfish, or other  
17 fishery resources of the state by any means, and includes every in-  
18 dividual aboard a boat operated for fishing purposes who partici-  
19 pates directly or indirectly in the taking of these raw fishery prod-  
20 ucts, whether participation is on shares or as an employee or other-  
21 wise; however, this definition does not apply to anyone aboard a  
22 licensed vessel as a visitor or guest who does not directly or  
23 indirectly participate in the taking, or to the spouse [WIFE] of a  
24 commercial fisherman who does not receive income separate and distinct  
25 from that of the commercial fisherman spouse [HER HUSBAND] as a result  
26 of the spouse's [HER] participation; and the term "commercial fisherman"  
27 includes the crews of tenders or other floating craft used in transport-  
28 ing fish;

29 \* Sec. 46. AS 18.50.160(e) is amended to read:

1 (e) If the mother was not married at the time of conception or  
2 birth, the name of the father shall not be entered on the certificate  
3 of birth unless paternity has been determined by a court of competent  
4 jurisdiction, or both the mother and father request the entry, or  
5 otherwise as specified by statute.

6 \* Sec. 47. AS 23.10.350(3) is amended to read:

7 (3) [IF THE MINOR IS A GIRL,] as a maid in a hotel or  
8 lodginghouse; or

9 \* Sec. 48. AS 23.25.010 is amended to read:

10 Sec. 23.25.010. LIABILITY TO EMPLOYEES FOR DEFECTS OR INSUFFICIENCY  
11 OF MACHINERY. A person engaged in manufacturing, mining, constructing,  
12 building, or other business or occupation carried on by means of  
13 machinery or mechanical appliances is liable to an employee or, in the  
14 event of his death, to his personal representative for the benefit of  
15 his surviving spouse [WIDOW] and children, if any, or if none, then for  
16 his parents, or, if neither surviving spouse [WIDOW], nor children nor  
17 parents, then for his next of kin dependent upon him, for all damages  
18 which may result from the negligence of any of the employer's officers,  
19 agents, or employees, or by reason of defect or insufficiency due to  
20 the employer's negligence in the machinery, appliances and works.

21 \* Sec. 49. AS 23.30.095(e) is amended to read:

22 (e) The employee shall, after an injury, at reasonable times dur-  
23 ing the continuance of his disability if requested by his employer or,  
24 when ordered by the board, submit himself to an examination by a physi-  
25 cian or surgeon authorized to practice medicine under the laws of the  
26 state in which the employee may be found, furnished and paid for by the  
27 employer. The employee has the right to have a physician, paid for by  
28 the employer, present at the examination or examinations. No fact  
29 relative to the injury or claim communicated to or otherwise learned by

1 a physician or surgeon who may have attended or examined the employee,  
2 or who may have been present at an examination is privileged, either in  
3 the hearings provided for in this chapter or an action to recover  
4 damages against an employer who is subject to the compensation pro-  
5 visions of this chapter. If an employee refuses to submit himself to  
6 any examination provided for herein, his rights to compensation shall  
7 be suspended until the obstruction or refusal ceases, and his compensa-  
8 tion during the period of suspension may, in the discretion of the board  
9 or the court determining an action brought for the recovery of damages  
10 hereunder, be forfeited. The board in any case of death may require an  
11 autopsy at the expense of the party requesting the autopsy. No autopsy  
12 may be held without notice first being given to the widow or widower or  
13 next of kin if they reside in the state or their whereabouts can be  
14 reasonably ascertained, of the time and place of the autopsy and reason-  
15 able time and opportunity given the widow or widower or next of kin to  
16 have a representative present to witness the autopsy. If no adequate  
17 notice is given, the findings from the autopsy may be suppressed on  
18 motion made to the board or to the superior court, as the case may be.

19 \* Sec. 50. AS 23.30.195(a) is amended to read:

20 (a) Compensation to which any claimant would be entitled under sec.  
21 190 of this chapter excepting (20) of that section shall, notwithstanding  
22 death arising from causes other than the injury, be payable to and for  
23 the benefit of the persons following:

24 (1) if there be a widow [SURVIVING WIFE] or widower [DE-  
25 PENDENT HUSBAND] and no child of the deceased, to the widow or widower  
26 [WIFE OR DEPENDENT HUSBAND];

27 (2) if there be a widow [SURVIVING WIFE] or widower [DE-  
28 PENDENT HUSBAND] and a surviving child of the deceased, one-half to the  
29 widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND], the other half

1 to the surviving child;

2 (3) if there be a surviving child of the deceased, but no  
3 widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND], then to the  
4 child.

5 \* Sec. 51. AS 23.30.215(a) is amended to read:

6 (a) If the injury causes death, the compensation is known as a  
7 death benefit and is payable in the following amounts to or for the  
8 benefit of the following persons:

9 (1) reasonable and necessary funeral expenses not exceeding  
10 \$1,000;

11 (2) if there is a widow [SURVIVING WIFE] or widower [DE-  
12 PENDENT HUSBAND], to the widow [SURVIVING WIFE] or widower [DEPENDENT  
13 HUSBAND] 35 per cent of the average weekly wages of the deceased, during  
14 widowhood, or widowerhood with \$10,000 in one sum upon remarriage, but  
15 total compensation not to exceed \$20,000 in the aggregate; if there is  
16 a surviving child or children of the deceased, the additional amount of  
17 15 per cent of the average weekly wages for each child not to exceed 30  
18 per cent of the average weekly wages, but the total amount payable to  
19 a widow or widower and children may in no case exceed 65 per cent of the  
20 average weekly wages, except as provided in (b) of this section;

21 (3) if there is one or more surviving children of the de-  
22 ceased, but no widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND],  
23 then for the support of the child or children 35 per cent of the average  
24 weekly wages of the deceased;

25 (4) if there is no widow [SURVIVING WIFE] or widower [DE-  
26 PENDENT HUSBAND] or child or children, then for the support of father,  
27 mother, grandchildren, brothers and sisters, if dependent upon the  
28 deceased at the time of injury, 35 per cent of the average weekly wage  
29 of the deceased to such beneficiaries, share and share alike, not to

1 exceed \$20,000 in the aggregate.

2 \* Sec. 52. AS 23.30.215(d) is amended to read:

3 (d) Compensation under this chapter to aliens not residents (or  
4 about to become nonresidents) of the United States or Canada is the same  
5 in amount as provided for residents, except that dependents in a foreign  
6 country are limited to widow or widower [SURVIVING WIFE] and child or  
7 children, or if there is no widow or widower [SURVIVING WIFE] and child  
8 or children, to surviving father or mother whom the employee has sup-  
9 ported, either wholly or in part, for a period of one year before the  
10 date of injury. The board, at its option, or upon the application of  
11 the insurance carrier, may commute all future installments of compensa-  
12 tion to be paid to an alien dependent who is not a resident of the  
13 United States or Canada by paying or causing to be paid to him one-half  
14 of the commuted amount of the future installments of compensation as  
15 determined by the board.

16 \* Sec. 53. AS 23.30.265(15) is amended to read:

17 (15) "married" includes a person who is divorced but is re-  
18 quired by the decree of divorce to contribute to the support of his  
19 former spouse [WIFE];

20 \* Sec. 54. AS 23.30.265(22) is amended to read:

21 (22) "widower" includes only the decedent's husband living  
22 with or dependent for support upon her [WHO] at the time of her death,  
23 or living apart for justifiable cause or by reason of her desertion at  
24 such a time [LIVED WITH HER AND WAS DEPENDENT FOR SUPPORT UPON HER];

25 \* Sec. 55. AS 25.05.011(a)(1) is amended to read:

26 (1) a person [MALE WHO IS 19 YEARS OF AGE OR OLDER WITH A  
27 FEMALE] who is 18 years of age or older, who is [ARE] otherwise capable,  
28 or

29 \* Sec. 56. AS 25.05.171(a) is amended to read:

1 (a) A license may be issued to a person under the legal age of  
2 marriage if he or she has attained the marriageable age of consent,  
3 which is [18 YEARS OF AGE FOR MALES AND] 16 years of age [FOR FEMALES],  
4 but only if the consent of the minor's parents, or guardian, or of the  
5 parent having actual care, custody, and control of the minor is  
6 obtained. Consent shall be given by them under oath and filed of  
7 record in the office of the licensing officer and entered by him  
8 on the marriage license docket before he issues the license. If  
9 there is no guardian of the minor or if there is no competent person  
10 having actual care, custody, and control of the minor, then the  
11 licensing officer may, in his discretion, make an order consenting  
12 to the marriage of the minor.

13 \* Sec. 57. AS 25.15.060 is amended to read:

14 Sec. 25.15.060. CONTROL AND LIABILITY OF SEPARATE PROPERTY OF  
15 SPOUSE [WIFE]. The property and pecuniary rights of every married  
16 person [WOMAN] at the time of [HER] marriage or afterwards which are  
17 acquired by gift, devise, or inheritance are not subject to the debts  
18 or contracts of the other spouse [HER HUSBAND], and the person [SHE]  
19 may manage, sell, convey, or devise the property and pecuniary rights  
20 by will to the same extent and in the same manner that the other spouse  
21 [HER HUSBAND] can do [SO] with property belonging to him.

22 \* Sec. 58. AS 25.15.070 is amended to read:

23 Sec. 25.15.070. PROPERTY ACQUIRED DURING MARRIAGE [COVERTURE]  
24 BY PERSON'S [HER] OWN LABOR. No real or personal property acquired  
25 by a married person [WOMAN] during the marriage [COVERTURE] by his  
26 [HER] own labor is liable for the debts, contracts, or liabilities of  
27 the other spouse [HER HUSBAND], but in all respects is subject to the  
28 same exemptions and liabilities as property owned at the time of  
29 the [HER] marriage or afterwards acquired by gift, devise, or

1 inheritance.

2 \* Sec. 59. AS 25.15.080 is amended to read:

3 Sec. 25.15.080. SPOUSE'S [HUSBAND'S] RETURN AS AFFECTING ACTIONS  
4 TO WHICH PERSON [WIFE] A PARTY. No action in which a married person  
5 [WOMAN] is a party abates on the return of the other spouse [HER  
6 HUSBAND] into the state. However, the other spouse [HUSBAND] may,  
7 on [HIS] application, be admitted to prosecute or defend the action  
8 jointly with his spouse [HER].

9 \* Sec. 60. AS 25.15.090 is amended to read:

10 Sec. 25.15.090. LIABILITY FOR CIVIL INJURIES COMMITTED BY  
11 MARRIED PERSON [WOMAN]. Damages may be recovered from a married  
12 person [WOMAN] for a civil injury committed by that person [HER], and  
13 the spouse [HER HUSBAND] is not responsible therefor, except where  
14 they [HE] would be jointly responsible [WITH HER] if the marriage  
15 did not exist.

16 \* Sec. 61. AS 25.15.100 is amended to read:

17 Sec. 25.15.100. MARRIED PERSON [WOMAN] MAY CONTRACT OR INCUR  
18 LIABILITIES. A married person [WOMAN] may make contracts, and may  
19 incur liabilities, and the contracts and liabilities may be enforced  
20 by or against him [HER] to the same extent and in the same manner as  
21 if he [SHE] were unmarried.

22 \* Sec. 62. AS 25.15.110 is amended to read:

23 Sec. 25.15.110. LAWS IMPOSING CIVIL DISABILITIES UPON MARRIED  
24 PERSONS [WOMAN] REPEALED. All laws which impose or recognize civil  
25 disabilities upon a married person [WOMAN] which are not imposed or  
26 recognized as existing as to the other spouse [HUSBAND] are repealed.  
27 For any unjust usurpation of his [HER] property or natural rights a  
28 married person [WOMAN] has the same right to appeal in his [HER] own  
29 name alone to all courts for redress that the other spouse [HUSBAND]

1 has.

2 \* Sec. 63. AS 25.20.020 is amended to read:

3 Sec. 25.20.020. ARRIVAL [FEMALE ARRIVES] AT MAJORITY UPON  
4 MARRIAGE. A [FEMALE] person arrives [IS CONSIDERED TO ARRIVE] at  
5 the age of majority upon being married according to law, unless he is  
6 under the marriageable age of consent as defined in AS 25.05.171(a),  
7 in which case he reaches majority upon reaching the marriageable age of  
8 consent.

9 \* Sec. 64. AS 25.20.040 is amended to read:

10 Sec. 25.20.040. MAINTENANCE AND EDUCATION OF MINOR OUT OF  
11 INCOME OF HIS PROPERTY. If a minor who has a parent [FATHER] living  
12 has property the income of which is sufficient for his maintenance  
13 and education in a manner more expensive than the parent [FATHER] can  
14 reasonably afford, regard being had to the situation of the parent's  
15 [FATHER'S] family and to all the circumstances of the case, the  
16 expenses of the maintenance and education of the child may be defrayed  
17 out of the income of his own property, in whole or in part, as shall  
18 be judged reasonable by the court, and the charges therefor may be  
19 allowed accordingly in the settlement of the accounts of his guardian.

20 \* Sec. 65. AS 26.05.010 is amended by adding a new subsection to read:

21 (c) Women may serve in the militia of the state.

22 \* Sec. 66. AS 26.05.030(e) is repealed.

23 \* Sec. 67. AS 34.15.020 is amended to read:

24 Sec. 34.15.020. CONVEYANCE BY NONRESIDENT MARRIED PERSON [WOMAN].  
25 When a married person [WOMAN] who does not reside in the state joins  
26 with his spouse [HER HUSBAND] in a conveyance of land located in the  
27 state the conveyance has the same effect as if the person [SHE] were  
28 unmarried [SOLE], and the acknowledgment or proof of the execution  
29 of the conveyance by the person [HER] may be the same as if the person

1 [SHE] were unmarried [SOLE].

2 \* Sec. 68. AS 34.15.190 is amended to read:

3 Sec. 34.15.190. ACKNOWLEDGMENT BY A MARRIED PERSON [WOMAN]. The  
4 acknowledgment of a married person [WOMAN] to a conveyance of real  
5 property in this state is taken in the same manner as if the person  
6 [SHE] were unmarried.

7 \* Sec. 69. AS 39.20.280 is amended to read:

8 Sec. 39.20.280. MATERNITY LEAVE. Female employees taking leave  
9 of absence for childbirth are entitled to take a total of nine weeks'  
10 leave of absence immediately preceding and following childbirth. This  
11 leave shall be charged first to sick leave and if that is not sufficient  
12 then to annual leave, provided that after sick and annual leave have  
13 been used, the employee shall be granted leave without pay for the  
14 balance of the period of nine weeks. Except as otherwise provided in  
15 this section, a person taking maternity leave shall be treated as any  
16 other employee taking sick leave.

17 \* Sec. 70. AS 39.35.210 is amended to read:

18 Sec. 39.35.210. REFUND UPON TERMINATION OF EMPLOYMENT BY DEATH.  
19 Upon termination of employment by reason of an employee's death, the  
20 employee's beneficiary shall be paid the balance, as of the date of  
21 the employee's death, of (1) the employee contribution account, if a  
22 joint and survivor option under sec. 450 of this chapter is not in  
23 effect and if a surviving spouse's [WIDOW'S] pension under sec. 430  
24 of this chapter does not become payable, and (2) the employee savings  
25 account.

26 \* Sec. 71. AS 39.35.230(1) is amended to read:

27 (1) the excess of the balance in the employee contribution  
28 account of the deceased employee as of the date of the beginning of  
29 the employee's pension payments over the sum of the pension payments

1 previously received by the employee, but this amount may not be paid  
2 if a joint and survivor option under sec. 450 of this chapter is in  
3 effect or if a surviving spouse's [WIDOW'S] pension under sec. 440  
4 of this chapter is payable; and

5 \* Sec. 72. AS 39.35.480(b) is amended to read:

6 (b) A person [WIDOW] who receives a surviving spouse's [WIDOW'S]  
7 pension, as long as he [SHE] resides in the state, shall receive a  
8 cost of living allowance in addition to the surviving spouse's [HER  
9 WIDOW'S] pension. The amount of this allowance is equal to 75 per cent  
10 of the cost of living allowance that was or would have been payable to  
11 the retired employee under this section.

12 \* Sec. 73. AS 39.35.620(b)(2) is amended to read:

13 (2) to fund in advance the benefits of retired employees,  
14 surviving spouses [WIDOWS], and beneficiaries who are receiving or are  
15 eligible to receive benefits on the date of termination appropriately  
16 adjusted for any payments made under (b)(1) of this section;

17 \* Sec. 74. AS 39.35.680(18) is repealed.

18 \* Sec. 75. AS 43.45.010(a) is amended to read:

19 (a) There is imposed a school tax of \$10 a year upon each person  
20 19 years of age or older gainfully employed in the state or on the  
21 waters of the state, except (1) a married person [WOMAN] who is  
22 unemployed and entirely dependent upon the income of the spouse [HER  
23 HUSBAND] and whose spouse [HUSBAND] has paid a school tax, and (2)  
24 a person exempt under sec. 20 of this chapter.

25 \* Sec. 76. AS 43.31.020(1) is amended to read:

26 (1) enforce the laws, and adopt regulations under them  
27 concerning employer-employee relationships, including the safety,  
28 hours of work, wages, and conditions of workers, including [WOMEN AND]  
29 children;